

GOVERNMENT OF ANDHAR PARADESH

ABSTRACT

Andhra Pradesh Beverages Corporation Limited - Extension of Pay Scale to all Plant Supervisors/ Junior Service Engineers (Diploma holders) and Stores Supervisors from the date of joining in the Corporation on par with Plant Supervisors (Engineering graduates) - Orders- Issued.

REVENUE (EXCISE - II) DEPARTMENT

G.O.Ms.No. 1163

Dated: 09 -11-2009,
Read the following:

1. G.O. Ms. No. 91, Revenue (Ex-II) Dept, Dated: 28-02-2002
2. Representation of the APBCL Supervisors Association, Hyderabad dated: 21-02-2005.
3. From the MD, APBCL, Lr. No. A4/ APBCL/4976, Dt: 10-10-2007. and 02-07-2008.
4. From the MD, APBCL, Lr. No. A4/15/2000,Dt: 30-06-2009.
5. From the MD, APBCL, Lr. No. A4/15/2000/7728,Dt: 02-09-2009.

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ORDER:

The Junior Service Engineers possessing graduation and diploma in Engineering have filed W.P. during the year 1991, seeking directions for extension of higher Pay Scale of Rs. 1330-2630 of Pay Revision Commission, 1986 with effect from the date of their confirmation as Junior Service Engineers. The Plant Supervisors possessing Diploma in Engineering and Stores Supervisors have also filed several W.Ps in Hon'ble High Court seeking directions for extension of pay scale of Rs.1330-2630 on completion of five years of service from their date of initial appointment. The Hon'ble High Court has accepted the petitioners request. In pursuance of the directions of the Hon'ble High Court, the higher pay scale of Rs. 1330-2630 was extended to the Plant Supervisors, who were Engineering graduates, from the date of joining in the Corporation and to the Plant Supervisors, Junior Service Engineers possessing Diploma in Engineering and Stores Supervisors from the date of completion of five years of service.

2. The petitioners have again filed W.P. No. 6400 of 1994 for extension of pay scale of Rs. 1330-3630 with effect from their date of joining in the Corporation. In the said W.P. the Hon'ble High Court in its order Dated: 01.11.2000 directed the Government to appoint One Man Commission to hear the claims of the petitioners.

3. Accordingly, the Government appointed One Man Commission vide G.O.Rt. No. 10 Rev (Ex-II) dept, Dt: 02-01-2001. The One Man Commission after hearing the claims of the petitioners and views of the Management has recommended the pay scale of Rs.1150-2110 in the Revised Pay Scales of 1986 to the petitioners. The recommendations of the One Man Commission were accepted and the Government issued orders vide reference 1st read above extending the pay scale of Rs.1150-2110 in the Revised Pay Scales of 1986 to all the Plant Supervisors, Junior Service Engineers (Diploma Holders) and Stores Supervisors from the date of their initial appointment. It was also ordered that they shall be fixed in the pay scale of Rs.1330-2630 after completion of five years of service. Since the One Man Commission has recommended the pay scale of Rs.1150-2110 of Revised Pay Scales 1986 instead of the pay scale of Rs.1330-2630 of Revised Pay Scales of 1986, the petitioners have again submitted their representation Dt: 24.06.2002 requesting the Govt. to review their case. They have also filed W.P. No. 23006 of 2002. The Hon'ble High Court in its interim order Dt: 01.02.2005 directed the Government to consider the representation of the petitioner Dt: 24.06.2002 and pass orders in accordance with law, after giving notice and opportunity to the petitioners.

4. The Managing Director, Andhra Pradesh Beverages Corporation Limited, with the approval of the Board of Directors, has stated that the post of Plant Supervisor and Junior Service Engineer were interchangeable and were performing the same duties since 1986. However, from 01.01.1994, consequent to a change in the activity of the Corporation, all the above three categories were redesignated as Stores Supervisors and are performing the same nature of work. After restructuring the Corporation, this post was again redesignated as Stores Officer vide G.O. Ms. No. 2091, Rev (Ex-II) Dept, Dt: 30-11-2005. Since all the above categories of employing are performing same duties the 'principle' of "Equal pay for Equal work" as ordered by the Hon'ble Supreme Court in P. N. Jeevaratnam and Others Vs. Union India (1998 (7) SRL 421) is applicable. In other Government Departments, the Diploma holders are being given scale of pay of Rs. 1330-2630 of Pay Revision Commission, 1986. Hence the MD, APBCL has suggested the Govt. to reconsider the issue of extension of pay scale of Rs. 1330-2630 to the Plant Supervisors, Jr. Service Engineers (Diploma Holders) and Stores Supervisors from the date of joining in the Corporation.

5. Government have examined the matter carefully and hereby order to extend pay scale of Rs. 1330-2630 (PRC-1986) to all the Plant Supervisors/ Junior Service Engineers (Diploma Holders) and Stores Supervisors from the date of joining in the Corporation. The arrears on account of extension of the said pay scale shall be credited the Employees Provident Fund (EPF) accounts of the respective employee as per Rules in force.

6. Government also order that the expenditure on account of extension of the above pay scale shall be met by the Andhra Pradesh Beverages Corporation Limited from its own internal resources i.e. earned by way of cash discount and the Government will not provide funds for this purpose, now or in the future.

7. The Managing Director, Andhra Pradesh Beverages Corporation Limited is requested to take necessary action accordingly.

8. This order issues with the concurrence of the Finance (Exp. Revenue) Dept, vide their U.O. No. 24920/352/A2/Exp. Rev/2009, Dated: 08-10-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA,
PRINCIPAL SECRETARY TO GOVERNMENT.**

To
The Managing Director, Andhra Pradesh
Beverages Corporation Limited, Hyderabad.

Copy to :

The Commissioner of Prohibition and Excise, A.P. Hyd.

Finance (Exp. Revenue) Dept.

P.S. to Prl. Secretary to C.M.

P.S to Prl. Secy. to Govt., Revenue Dept.

SF/SC

// Forwarded: By Order//

SECTION OFFICER